

Senate File 509 - Reprinted

SENATE FILE 509
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 1193)

(As Amended and Passed by the Senate April 17, 2017)

A BILL FOR

- 1 An Act relating to appropriations to the justice system.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 DIVISION I
2 FY 2017-2018
3 APPROPRIATIONS

4 Section 1. DEPARTMENT OF JUSTICE.

5 1. There is appropriated from the general fund of the state
6 to the department of justice for the fiscal year beginning July
7 1, 2017, and ending June 30, 2018, the following amounts, or
8 so much thereof as is necessary, to be used for the purposes
9 designated:

10 a. For the general office of attorney general for salaries,
11 support, maintenance, and miscellaneous purposes, including
12 the prosecuting attorneys training program, matching funds
13 for federal violence against women grant programs, victim
14 assistance grants, office of drug control policy prosecuting
15 attorney program, and odometer fraud enforcement, and for not
16 more than the following full-time equivalent positions:

17 \$ 6,672,307
18 FTEs 215.00

19 As a condition of receiving the appropriation provided
20 in this lettered paragraph, the department of justice shall
21 maintain a record of the estimated time incurred representing
22 each agency or department.

23 b. For victim assistance grants:

24 \$ 5,016,708

25 The moneys appropriated in this lettered paragraph shall be
26 used to provide grants to care providers providing services to
27 crime victims of domestic abuse or to crime victims of rape and
28 sexual assault.

29 The balance of the victim compensation fund established
30 in section 915.94 may be used to provide salary and support
31 of not more than 24.00 full-time equivalent positions and to
32 provide maintenance for the victim compensation functions
33 of the department of justice. In addition to the full-time
34 equivalent positions authorized pursuant to this paragraph,
35 5.00 full-time equivalent positions are authorized and shall

1 be used by the department of justice to employ one accountant
 2 and four program planners. The department of justice may
 3 employ the additional 5.00 full-time equivalent positions
 4 authorized pursuant to this paragraph that are in excess of the
 5 number of full-time equivalent positions authorized only if
 6 the department of justice receives sufficient federal moneys
 7 to maintain employment for the additional full-time equivalent
 8 positions during the current fiscal year. The department
 9 of justice shall only employ the additional 5.00 full-time
 10 equivalent positions in succeeding fiscal years if sufficient
 11 federal moneys are received during each of those succeeding
 12 fiscal years.

13 The department of justice shall transfer at least \$150,000
 14 from the victim compensation fund established in section 915.94
 15 to the victim assistance grant program.

16 Notwithstanding section 8.33, moneys appropriated in this
 17 paragraph "b" that remain unencumbered or unobligated at the
 18 close of the fiscal year shall not revert but shall remain
 19 available for expenditure for the purposes designated until the
 20 close of the succeeding fiscal year.

21 c. For legal services for persons in poverty grants as
 22 provided in section 13.34:

23 \$ 2,304,601

24 2. a. The department of justice, in submitting budget
 25 estimates for the fiscal year commencing July 1, 2018, pursuant
 26 to section 8.23, shall include a report of funding from sources
 27 other than amounts appropriated directly from the general fund
 28 of the state to the department of justice or to the office of
 29 consumer advocate. These funding sources shall include but
 30 are not limited to reimbursements from other state agencies,
 31 commissions, boards, or similar entities, and reimbursements
 32 from special funds or internal accounts within the department
 33 of justice. The department of justice shall also report actual
 34 reimbursements for the fiscal year commencing July 1, 2017,
 35 and actual and expected reimbursements for the fiscal year

1 commencing July 1, 2018.

2 b. The department of justice shall include the report
3 required under paragraph "a", as well as information regarding
4 any revisions occurring as a result of reimbursements actually
5 received or expected at a later date, in a report to the
6 co-chairpersons and ranking members of the joint appropriations
7 subcommittee on the justice system and the legislative services
8 agency. The department of justice shall submit the report on
9 or before January 15, 2018.

10 3. a. The department of justice shall reimburse the
11 costs and necessary related expenses incurred by the Iowa
12 law enforcement academy to employ one additional instructor
13 position who shall provide training for domestic abuse and
14 human trafficking-related issues throughout the state.

15 b. The department of justice shall obtain the moneys
16 necessary to reimburse the Iowa law enforcement academy to
17 employ such an instructor from unrestricted moneys from either
18 the victim compensation fund established in section 915.94, the
19 human trafficking victim fund established in section 915.95, or
20 the human trafficking enforcement fund established in 2015 Iowa
21 Acts, chapter 138, section 141.

22 Sec. 2. CONSUMER EDUCATION AND LITIGATION — FARM
23 MEDIATION. Notwithstanding section 714.16C, there is
24 appropriated from the consumer education and litigation fund to
25 the department of justice for the fiscal year beginning July
26 1, 2017, and ending June 30, 2018, the following amount, or
27 so much thereof as is necessary, to be used for the purposes
28 designated:

29 For farm mediation services as specified in section 13.13,
30 subsection 2:

31 \$ 300,000

32 Sec. 3. OFFICE OF CONSUMER ADVOCATE. There is appropriated
33 from the department of commerce revolving fund created in
34 section 546.12 to the office of consumer advocate of the
35 department of justice for the fiscal year beginning July 1,

1 2017, and ending June 30, 2018, the following amount, or so
 2 much thereof as is necessary, to be used for the purposes
 3 designated:

4 For salaries, support, maintenance, and miscellaneous
 5 purposes, and for not more than the following full-time
 6 equivalent positions:

7 \$ 3,137,588
 8 FTEs 22.00

9 Sec. 4. DEPARTMENT OF CORRECTIONS — FACILITIES.

10 1. There is appropriated from the general fund of the state
 11 to the department of corrections for the fiscal year beginning
 12 July 1, 2017, and ending June 30, 2018, the following amounts,
 13 or so much thereof as is necessary, to be used for the purposes
 14 designated:

15 a. For the operation of the Fort Madison correctional
 16 facility, including salaries, support, maintenance, and
 17 miscellaneous purposes:

18 \$ 42,719,050

19 b. For the operation of the Anamosa correctional facility,
 20 including salaries, support, maintenance, and miscellaneous
 21 purposes:

22 \$ 32,827,163

23 c. For the operation of the Oakdale correctional facility,
 24 including salaries, support, maintenance, and miscellaneous
 25 purposes:

26 \$ 59,491,533

27 d. For the operation of the Newton correctional facility,
 28 including salaries, support, maintenance, and miscellaneous
 29 purposes:

30 \$ 27,661,220

31 e. For the operation of the Mount Pleasant correctional
 32 facility, including salaries, support, maintenance, and
 33 miscellaneous purposes:

34 \$ 24,676,413

35 f. For the operation of the Rockwell City correctional

1 facility, including salaries, support, maintenance, and
2 miscellaneous purposes:
3 \$ 9,720,458
4 g. For the operation of the Clarinda correctional facility,
5 including salaries, support, maintenance, and miscellaneous
6 purposes:
7 \$ 25,085,406
8 Moneys received by the department of corrections as
9 reimbursement for services provided to the Clarinda youth
10 corporation are appropriated to the department and shall be
11 used for the purpose of operating the Clarinda correctional
12 facility.
13 h. For the operation of the Mitchellville correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:
16 \$ 22,394,090
17 i. For the operation of the Fort Dodge correctional
18 facility, including salaries, support, maintenance, and
19 miscellaneous purposes:
20 \$ 29,766,995
21 j. For reimbursement of counties for temporary confinement
22 of prisoners, as provided in sections 901.7, 904.908, and
23 906.17, and for offenders confined pursuant to section 904.513:
24 \$ 1,575,092
25 k. For federal prison reimbursement, reimbursements for
26 out-of-state placements, and miscellaneous contracts:
27 \$ 484,411
28 2. The department of corrections shall use moneys
29 appropriated in subsection 1 to continue to contract for the
30 services of a Muslim imam and a Native American spiritual
31 leader.
32 Sec. 5. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.
33 There is appropriated from the general fund of the state to the
34 department of corrections for the fiscal year beginning July
35 1, 2017, and ending June 30, 2018, the following amounts, or

1 so much thereof as is necessary, to be used for the purposes
2 designated:

3 1. For general administration, including salaries, support,
4 maintenance, employment of an education director to administer
5 a centralized education program for the correctional system,
6 and miscellaneous purposes:

7 \$ 5,153,905

8 a. It is the intent of the general assembly that each
9 lease negotiated by the department of corrections with a
10 private corporation for the purpose of providing private
11 industry employment of inmates in a correctional institution
12 shall prohibit the private corporation from utilizing inmate
13 labor for partisan political purposes for any person seeking
14 election to public office in this state and that a violation
15 of this requirement shall result in a termination of the lease
16 agreement.

17 b. It is the intent of the general assembly that as a
18 condition of receiving the appropriation provided in this
19 subsection the department of corrections shall not enter into
20 a lease or contractual agreement pursuant to section 904.809
21 with a private corporation for the use of building space for
22 the purpose of providing inmate employment without providing
23 that the terms of the lease or contract establish safeguards to
24 restrict, to the greatest extent feasible, access by inmates
25 working for the private corporation to personal identifying
26 information of citizens.

27 2. For educational programs for inmates at state penal
28 institutions:

29 \$ 2,608,109

30 a. To maximize the funding for educational programs,
31 the department shall establish guidelines and procedures to
32 prioritize the availability of educational and vocational
33 training for inmates based upon the goal of facilitating an
34 inmate's successful release from the correctional institution.

35 b. The director of the department of corrections may

1 transfer moneys from Iowa prison industries and the canteen
2 operating funds established pursuant to section 904.310, for
3 use in educational programs for inmates.

4 c. Notwithstanding section 8.33, moneys appropriated in
5 this subsection that remain unobligated or unexpended at the
6 close of the fiscal year shall not revert but shall remain
7 available to be used only for the purposes designated in this
8 subsection until the close of the succeeding fiscal year.

9 3. For the development of the Iowa corrections offender
10 network (ICON) data system:

11 \$ 2,000,000

12 4. For offender mental health and substance abuse
13 treatment:

14 \$ 28,065

15 5. For department-wide duties, including operations, costs,
16 and miscellaneous purposes:

17 \$ 1,297,894

18 Sec. 6. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
19 SERVICES.

20 1. There is appropriated from the general fund of the state
21 to the department of corrections for the fiscal year beginning
22 July 1, 2017, and ending June 30, 2018, for salaries, support,
23 maintenance, and miscellaneous purposes, the following amounts,
24 or so much thereof as is necessary, to be used for the purposes
25 designated:

26 a. For the first judicial district department of
27 correctional services:

28 \$ 14,636,766

29 It is the intent of the general assembly that the first
30 judicial district department of correctional services maintain
31 the drug courts operated by the district department.

32 b. For the second judicial district department of
33 correctional services:

34 \$ 11,383,739

35 It is the intent of the general assembly that the second

1 judicial district department of correctional services establish
2 and maintain two drug courts to be operated by the district
3 department.

4 c. For the third judicial district department of
5 correctional services:

6 \$ 7,167,957

7 d. For the fourth judicial district department of
8 correctional services:

9 \$ 5,579,922

10 e. For the fifth judicial district department of
11 correctional services, including funding for electronic
12 monitoring devices for use on a statewide basis:

13 \$ 20,857,940

14 It is the intent of the general assembly that the fifth
15 judicial district department of correctional services maintain
16 the drug court operated by the district department.

17 f. For the sixth judicial district department of
18 correctional services:

19 \$ 14,713,165

20 It is the intent of the general assembly that the sixth
21 judicial district department of correctional services maintain
22 the drug court operated by the district department.

23 g. For the seventh judicial district department of
24 correctional services:

25 \$ 7,777,341

26 It is the intent of the general assembly that the seventh
27 judicial district department of correctional services maintain
28 the drug court operated by the district department.

29 h. For the eighth judicial district department of
30 correctional services:

31 \$ 8,084,521

32 2. Each judicial district department of correctional
33 services, within the funding available, shall continue programs
34 and plans established within that district to provide for
35 intensive supervision, sex offender treatment, diversion of

1 low-risk offenders to the least restrictive sanction available,
2 job development, and expanded use of intermediate criminal
3 sanctions.

4 3. Each judicial district department of correctional
5 services shall provide alternatives to prison consistent with
6 chapter 901B. The alternatives to prison shall ensure public
7 safety while providing maximum rehabilitation to the offender.
8 A judicial district department of correctional services may
9 also establish a day program.

10 4. The governor's office of drug control policy shall
11 consider federal grants made to the department of corrections
12 for the benefit of each of the eight judicial district
13 departments of correctional services as local government
14 grants, as defined pursuant to federal regulations.

15 5. The department of corrections shall continue to contract
16 with a judicial district department of correctional services to
17 provide for the rental of electronic monitoring equipment which
18 shall be available statewide.

19 Sec. 7. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
20 APPROPRIATIONS. Notwithstanding section 8.39, within the
21 moneys appropriated in this division of this Act to the
22 department of corrections, the department may reallocate the
23 moneys appropriated and allocated as necessary to best fulfill
24 the needs of the correctional institutions, administration
25 of the department, and the judicial district departments of
26 correctional services. However, in addition to complying with
27 the requirements of sections 904.116 and 905.8 and providing
28 notice to the legislative services agency, the department
29 of corrections shall also provide notice to the department
30 of management, prior to the effective date of the revision
31 or reallocation of an appropriation made pursuant to this
32 section. The department of corrections shall not reallocate an
33 appropriation or allocation for the purpose of eliminating any
34 program.

35 Sec. 8. INTENT — REPORTS.

1 1. The department of corrections in cooperation with
2 townships, the Iowa cemetery associations, and other nonprofit
3 or governmental entities may use inmate labor during the
4 fiscal year beginning July 1, 2017, to restore or preserve
5 rural cemeteries and historical landmarks. The department in
6 cooperation with the counties may also use inmate labor to
7 clean up roads, major water sources, and other water sources
8 around the state.

9 2. On a quarterly basis the department shall provide a
10 status report regarding private-sector employment to the
11 legislative services agency beginning on July 1, 2017. The
12 report shall include the number of offenders employed in the
13 private sector, the combined number of hours worked by the
14 offenders, the total amount of allowances, and the distribution
15 of allowances pursuant to section 904.702, including any moneys
16 deposited in the general fund of the state.

17 Sec. 9. ELECTRONIC MONITORING REPORT. The department of
18 corrections shall submit a report on electronic monitoring to
19 the general assembly, to the co-chairpersons and the ranking
20 members of the joint appropriations subcommittee on the justice
21 system, and to the legislative services agency by January
22 15, 2018. The report shall specifically address the number
23 of persons being electronically monitored and break down the
24 number of persons being electronically monitored by offense
25 committed. The report shall also include a comparison of any
26 data from the prior fiscal year with the current year.

27 Sec. 10. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

28 1. As used in this section, unless the context otherwise
29 requires, "state agency" means the government of the state
30 of Iowa, including but not limited to all executive branch
31 departments, agencies, boards, bureaus, and commissions, the
32 judicial branch, the general assembly and all legislative
33 agencies, institutions within the purview of the state board of
34 regents, and any corporation whose primary function is to act
35 as an instrumentality of the state.

1 2. State agencies are encouraged to purchase products from
 2 Iowa state industries, as defined in section 904.802, when
 3 purchases are required and the products are available from
 4 Iowa state industries. State agencies shall obtain bids from
 5 Iowa state industries for purchases of office furniture during
 6 the fiscal year beginning July 1, 2017, exceeding \$5,000 or
 7 in accordance with applicable administrative rules related to
 8 purchases for the agency.

9 Sec. 11. IOWA LAW ENFORCEMENT ACADEMY.

10 1. There is appropriated from the general fund of the
 11 state to the Iowa law enforcement academy for the fiscal year
 12 beginning July 1, 2017, and ending June 30, 2018, the following
 13 amount, or so much thereof as is necessary, to be used for the
 14 purposes designated:

15 For salaries, support, maintenance, and miscellaneous
 16 purposes, including jailer training and technical assistance,
 17 and for not more than the following full-time equivalent
 18 positions:

19	\$	954,756
20	FTEs	25.00

21 The Iowa law enforcement academy may temporarily exceed and
 22 draw more than the amount appropriated in this subsection and
 23 incur a negative cash balance as long as there are receivables
 24 equal to or greater than the negative balance and the amount
 25 appropriated in this subsection is not exceeded at the close
 26 of the fiscal year.

27 2. The Iowa law enforcement academy may select at least
 28 five automobiles of the department of public safety, division
 29 of state patrol, prior to turning over the automobiles to
 30 the department of administrative services to be disposed
 31 of by public auction, and the Iowa law enforcement academy
 32 may exchange any automobile owned by the academy for each
 33 automobile selected if the selected automobile is used in
 34 training law enforcement officers at the academy. However, any
 35 automobile exchanged by the academy shall be substituted for

1 the selected vehicle of the department of public safety and
2 sold by public auction with the receipts being deposited in the
3 depreciation fund to the credit of the department of public
4 safety, division of state patrol.

5 3. The Iowa law enforcement academy shall provide training
6 for domestic abuse and human trafficking-related issues
7 throughout the state. The training shall be offered at no
8 cost to the attendees and the training shall not replace any
9 existing domestic abuse or human trafficking training offered
10 by the academy.

11 Sec. 12. STATE PUBLIC DEFENDER. There is appropriated from
12 the general fund of the state to the office of the state public
13 defender of the department of inspections and appeals for the
14 fiscal year beginning July 1, 2017, and ending June 30, 2018,
15 the following amounts, or so much thereof as is necessary, to
16 be used for the purposes designated:

17 1. For salaries, support, maintenance, and miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20	\$ 26,182,243
21	FTEs 223.00

22 2. For payments on behalf of eligible adults and juveniles
23 from the indigent defense fund, in accordance with section
24 815.11:

25	\$ 33,444,448
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26 Sec. 13. BOARD OF PAROLE. There is appropriated from the
27 general fund of the state to the board of parole for the fiscal
28 year beginning July 1, 2017, and ending June 30, 2018, the
29 following amount, or so much thereof as is necessary, to be
30 used for the purposes designated:

31 For salaries, support, maintenance, and miscellaneous
32 purposes, and for not more than the following full-time
33 equivalent positions:

34	\$ 1,191,731
35	FTEs 10.75

1 Sec. 14. DEPARTMENT OF PUBLIC DEFENSE.

2 1. There is appropriated from the general fund of the
3 state to the department of public defense, for the fiscal year
4 beginning July 1, 2017, and ending June 30, 2018, the following
5 amounts, or so much thereof as is necessary, to be used for the
6 purposes designated:

7 For salaries, support, maintenance, and miscellaneous
8 purposes, and for not more than the following full-time
9 equivalent positions:

10	\$	6,223,324
11	FTEs	248.00

12 2. The department of public defense may temporarily exceed
13 and draw more than the amount appropriated in this section and
14 incur a negative cash balance as long as there are receivables
15 of federal funds equal to or greater than the negative balance
16 and the amount appropriated in this section is not exceeded at
17 the close of the fiscal year.

18 Sec. 15. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
19 MANAGEMENT.

20 1. There is appropriated from the general fund of the state
21 to the department of homeland security and emergency management
22 for the fiscal year beginning July 1, 2017, and ending June
23 30, 2018, the following amounts, or so much thereof as is
24 necessary, to be used for the purposes designated:

25 For salaries, support, maintenance, and miscellaneous
26 purposes, and for not more than the following full-time
27 equivalent positions:

28	\$	2,121,927
29	FTEs	33.87

30 2. The department of homeland security and emergency
31 management may temporarily exceed and draw more than the amount
32 appropriated in this section and incur a negative cash balance
33 as long as there are receivables of federal funds equal to or
34 greater than the negative balance and the amount appropriated
35 in this section is not exceeded at the close of the fiscal

1 year.

2 Sec. 16. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
3 from the general fund of the state to the department of public
4 safety for the fiscal year beginning July 1, 2017, and ending
5 June 30, 2018, the following amounts, or so much thereof as is
6 necessary, to be used for the purposes designated:

7 1. For the department's administrative functions, including
8 the criminal justice information system, and for not more than
9 the following full-time equivalent positions:

10	\$	4,143,131
11	FTEs	37.00

12 2. For the division of criminal investigation, including
13 the state's contribution to the peace officers' retirement,
14 accident, and disability system provided in chapter 97A in the
15 amount of the state's normal contribution rate, as defined in
16 section 97A.8, multiplied by the salaries for which the moneys
17 are appropriated, to meet federal fund matching requirements,
18 and for not more than the following full-time equivalent
19 positions:

20	\$	13,590,544
21	FTEs	160.00

22 The division of criminal investigation may employ two of
23 the three additional full-time equivalent positions authorized
24 pursuant to this subsection that are in excess of the number
25 of full-time equivalent positions authorized for the previous
26 fiscal year only if the division of criminal investigation
27 receives sufficient federal moneys to maintain employment for
28 the additional 2.00 full-time equivalent positions during the
29 current fiscal year. The division of criminal investigation
30 shall only employ the additional 2.00 full-time equivalent
31 positions in succeeding fiscal years if sufficient federal
32 moneys are received during each of those succeeding fiscal
33 years.

34 3. For the criminalistics laboratory fund created in
35 section 691.9:

1 \$ 302,345

2 4. a. For the division of narcotics enforcement, including
 3 the state's contribution to the peace officers' retirement,
 4 accident, and disability system provided in chapter 97A in the
 5 amount of the state's normal contribution rate, as defined in
 6 section 97A.8, multiplied by the salaries for which the moneys
 7 are appropriated, to meet federal fund matching requirements,
 8 and for not more than the following full-time equivalent
 9 positions:

10 \$ 7,453,300

11 FTEs 66.50

12 The division of narcotics enforcement may employ an
 13 additional 1.00 full-time equivalent position authorized
 14 pursuant to this lettered paragraph that is in excess of
 15 the number of full-time equivalent positions authorized for
 16 the previous fiscal year only if the division of narcotics
 17 enforcement receives sufficient federal moneys to maintain
 18 employment for the additional full-time equivalent position
 19 during the current fiscal year. The division of narcotics
 20 enforcement shall only employ the additional full-time
 21 equivalent position in succeeding fiscal years if sufficient
 22 federal moneys are received during each of those succeeding
 23 fiscal years.

24 b. For the division of narcotics enforcement for undercover
 25 purchases:

26 \$ 109,042

27 5. For the division of state fire marshal, for fire
 28 protection services as provided through the state fire service
 29 and emergency response council as created in the department,
 30 and for the state's contribution to the peace officers'
 31 retirement, accident, and disability system provided in chapter
 32 97A in the amount of the state's normal contribution rate,
 33 as defined in section 97A.8, multiplied by the salaries for
 34 which the moneys are appropriated, and for not more than the
 35 following full-time equivalent positions:

1 \$ 4,686,714

2 FTEs 53.00

3 6. For the division of state patrol, for salaries, support,
4 maintenance, workers' compensation costs, and miscellaneous
5 purposes, including the state's contribution to the peace
6 officers' retirement, accident, and disability system provided
7 in chapter 97A in the amount of the state's normal contribution
8 rate, as defined in section 97A.8, multiplied by the salaries
9 for which the moneys are appropriated, and for not more than
10 the following full-time equivalent positions:

11 \$ 61,366,340

12 FTEs 511.40

13 It is the intent of the general assembly that members of the
14 state patrol be assigned to patrol the highways and roads in
15 lieu of assignments for inspecting school buses for the school
16 districts.

17 7. For deposit in the sick leave benefits fund established
18 under section 80.42 for all departmental employees eligible to
19 receive benefits for accrued sick leave under the collective
20 bargaining agreement:

21 \$ 279,517

22 8. For costs associated with the training and equipment
23 needs of volunteer fire fighters:

24 \$ 825,520

25 a. Notwithstanding section 8.33, moneys appropriated in
26 this subsection that remain unencumbered or unobligated at the
27 close of the fiscal year shall not revert but shall remain
28 available for expenditure only for the purpose designated in
29 this subsection until the close of the succeeding fiscal year.

30 b. Notwithstanding section 8.39, the department of public
31 safety may reallocate moneys appropriated in this section
32 as necessary to best fulfill the needs provided for in the
33 appropriation. However, the department shall not reallocate
34 moneys appropriated to the department in this section unless
35 notice of the reallocation is given to the legislative services

1 agency and the department of management prior to the effective
 2 date of the reallocation. The notice shall include information
 3 regarding the rationale for reallocating the moneys. The
 4 department shall not reallocate moneys appropriated in this
 5 section for the purpose of eliminating any program.

6 9. For the public safety interoperable and broadband
 7 communications fund established in section 80.44:

8 \$ 115,661

9 10. For the office to combat human trafficking established
 10 pursuant to section 80.45, as enacted by 2016 Iowa Acts,
 11 chapter 1077, section 1, including salaries, support,
 12 maintenance, miscellaneous purposes, and for not more than the
 13 following full-time equivalent positions:

14 \$ 150,000

15 FTEs 2.00

16 11. For department-wide duties, including operations,
 17 costs, and miscellaneous purposes:

18 \$ 1,834,973

19 Sec. 17. GAMING ENFORCEMENT.

20 1. There is appropriated from the gaming enforcement
 21 revolving fund created in section 80.43 to the department of
 22 public safety for the fiscal year beginning July 1, 2017, and
 23 ending June 30, 2018, the following amount, or so much thereof
 24 as is necessary, to be used for the purposes designated:

25 For any direct support costs for agents and officers of
 26 the division of criminal investigation's excursion gambling
 27 boat, gambling structure, and racetrack enclosure enforcement
 28 activities, including salaries, support, maintenance, and
 29 miscellaneous purposes, and for not more than the following
 30 full-time equivalent positions:

31 \$ 10,841,272

32 FTEs 73.00

33 2. For each additional license to conduct gambling games on
 34 an excursion gambling boat, gambling structure, or racetrack
 35 enclosure issued during the fiscal year beginning July 1, 2017,

1 there is appropriated from the gaming enforcement fund to the
 2 department of public safety for the fiscal year beginning July
 3 1, 2017, and ending June 30, 2018, an additional amount of not
 4 more than \$300,000 to be used for not more than 3.00 additional
 5 full-time equivalent positions.

6 3. The department of public safety, with the approval of the
 7 department of management, may employ no more than three special
 8 agents for each additional riverboat or gambling structure
 9 regulated after July 1, 2017, and three special agents for
 10 each racing facility which becomes operational during the
 11 fiscal year which begins July 1, 2017. Positions authorized
 12 in this subsection are in addition to the full-time equivalent
 13 positions otherwise authorized in this section.

14 Sec. 18. CIVIL RIGHTS COMMISSION.

15 1. There is appropriated from the general fund of the state
 16 to the Iowa state civil rights commission for the fiscal year
 17 beginning July 1, 2017, and ending June 30, 2018, the following
 18 amount, or so much thereof as is necessary, to be used for the
 19 purposes designated:

20 For salaries, support, maintenance, and miscellaneous
 21 purposes, and for not more than the following full-time
 22 equivalent positions:

23	\$	1,157,062
24	FTEs	30.00

25 2. The Iowa state civil rights commission may enter into
 26 a contract with a nonprofit organization to provide legal
 27 assistance to resolve civil rights complaints.

28 Sec. 19. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

29 1. There is appropriated from the general fund of the state
 30 to the criminal and juvenile justice planning division of the
 31 department of human rights for the fiscal year beginning July
 32 1, 2017, and ending June 30, 2018, the following amount, or
 33 so much thereof as is necessary, to be used for the purposes
 34 designated:

35 For salaries, support, maintenance, and miscellaneous

1 purposes, and for not more than the following full-time
2 equivalent positions:

3 \$ 1,187,833
4 FTEs 9.56

5 2. The criminal and juvenile justice planning advisory
6 council and the juvenile justice advisory council shall
7 coordinate their efforts in carrying out their respective
8 duties relative to juvenile justice.

9 Sec. 20. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
10 MANAGEMENT. There is appropriated from the E911 emergency
11 communications fund created in section 34A.7A to the department
12 of homeland security and emergency management for the fiscal
13 year beginning July 1, 2017, and ending June 30, 2018, the
14 following amount, or so much thereof as is necessary, to be
15 used for the purposes designated:

16 For implementation, support, and maintenance of the
17 functions of the administrator and program manager under
18 chapter 34A and to employ the auditor of the state to perform
19 an annual audit of the E911 emergency communications fund:

20 \$ 250,000

21 DIVISION II

22 MISCELLANEOUS CHANGES

23 Sec. 21. Section 35A.13, subsection 6, Code 2017, is amended
24 by adding the following new paragraph:

25 NEW PARAGRAPH. n. Expenses related to survivor outreach
26 activities supported by the department of public defense
27 established in section 29.1.

28 Sec. 22. NEW SECTION. 80B.19 Academy internal training fund
29 clearing account.

30 1. Activities of the academy shall be accounted for within
31 the general fund of the state, except the academy may establish
32 and maintain an internal training clearing fund in accordance
33 with generally accepted accounting principles, as defined in
34 section 8.57, subsection 4, for activities of the academy
35 which are primarily from billings to governmental entities for

1 services rendered by the academy.

2 2. Internal training funds in the internal training
3 clearing fund shall be administered by the academy and shall
4 consist of moneys collected by the academy from billings issued
5 in accordance with chapter 80B, and any other moneys obtained
6 or accepted by the academy, including but not limited to gifts,
7 loans, donations, grants, and contributions, which are obtained
8 or designated to support the activities of the academy.

9 3. The proceeds of an internal training clearing fund
10 established pursuant to this section shall be used by the
11 academy and expended through the appropriated account of the
12 academy for the operations of the academy consistent with this
13 chapter. However, this usage requirement shall not limit or
14 restrict the academy from using proceeds from gifts, loans,
15 donations, grants, and contributions in conformance with any
16 conditions, directions, limitations, or instructions attached
17 or related thereto.

18 4. Section 8.33 does not apply to any moneys in the internal
19 training clearing fund established pursuant to this section.
20 Notwithstanding section 12C.7, subsection 2, interest or
21 earnings on moneys deposited in the fund shall be credited to
22 the fund.

23 Sec. 23. Section 805.6, subsection 4, paragraphs a, b, and
24 c, Code 2017, are amended to read as follows:

25 a. If the offense is one to which an assessment of a minimum
26 fine is applicable and the entry is otherwise not prohibited
27 by [this section](#), an amount equal to one and one-half times the
28 minimum fine and applicable surcharge assessed pursuant to
29 chapter 911, plus court costs.

30 b. If the offense is one to which a scheduled fine is
31 applicable, an amount equal to one and one-half times the
32 scheduled fine and applicable surcharge assessed pursuant to
33 chapter 911, plus court costs.

34 c. If the violation is for any offense for which a court
35 appearance is mandatory, and an assessment of a minimum fine

1 is not applicable, the amount of one hundred dollars and
2 applicable surcharge assessed pursuant to chapter 911, plus
3 court costs.

4 Sec. 24. 2014 Iowa Acts, chapter 1138, section 21, as
5 amended by 2016 Iowa Acts, chapter 1137, section 18, is amended
6 to read as follows:

7 SEC. 21. CONSUMER EDUCATION AND LITIGATION FUND.
8 Notwithstanding [section 714.16C](#), for each fiscal year of the
9 period beginning July 1, 2014, and ending June 30, ~~2018~~ 2019,
10 the annual appropriations in [section 714.16C](#), are increased
11 from \$1,125,000 to \$1,875,000, and \$75,000 to \$125,000
12 respectively.

13 Sec. 25. CONSUMER EDUCATION AND LITIGATION FUND —
14 CRIMINAL PROSECUTION, CRIMINAL APPEALS, AND STATE TORT
15 CLAIMS. Notwithstanding [section 714.16C](#), for the fiscal year
16 beginning July 1, 2017, and ending June 30, 2018, not more than
17 one million three hundred thousand dollars is appropriated
18 from the consumer education and litigation fund established in
19 [section 714.16C](#), to the department of justice to be used for
20 salaries, support, maintenance, and miscellaneous purposes for
21 criminal prosecutions, criminal appeals, and performing duties
22 pursuant to Code chapter 669.

23 Sec. 26. REPEAL. Sections 904.203, 904.204, 904.205, and
24 904.206, Code 2017, are repealed.

25 DIVISION III
26 FY 2018-2019
27 APPROPRIATIONS

28 Sec. 27. DEPARTMENT OF JUSTICE.

29 1. There is appropriated from the general fund of the state
30 to the department of justice for the fiscal year beginning July
31 1, 2018, and ending June 30, 2019, the following amounts, or
32 so much thereof as is necessary, to be used for the purposes
33 designated:

34 a. For the general office of attorney general for salaries,
35 support, maintenance, and miscellaneous purposes, including

1 the prosecuting attorneys training program, matching funds
 2 for federal violence against women grant programs, victim
 3 assistance grants, office of drug control policy prosecuting
 4 attorney program, and odometer fraud enforcement, and for not
 5 more than the following full-time equivalent positions:

6	\$	3,336,154
7	FTEs	215.00

8 As a condition of receiving the appropriation provided
 9 in this lettered paragraph, the department of justice shall
 10 maintain a record of the estimated time incurred representing
 11 each agency or department.

12 b. For victim assistance grants:

13	\$	2,508,354
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14 The moneys appropriated in this lettered paragraph shall be
 15 used to provide grants to care providers providing services to
 16 crime victims of domestic abuse or to crime victims of rape and
 17 sexual assault.

18 The balance of the victim compensation fund established
 19 in section 915.94 may be used to provide salary and support
 20 of not more than 24.00 full-time equivalent positions and to
 21 provide maintenance for the victim compensation functions
 22 of the department of justice. In addition to the full-time
 23 equivalent positions authorized pursuant to this paragraph,
 24 5.00 full-time equivalent positions are authorized and shall
 25 be used by the department of justice to employ one accountant
 26 and four program planners. The department of justice may
 27 employ the additional 5.00 full-time equivalent positions
 28 authorized pursuant to this paragraph that are in excess of the
 29 number of full-time equivalent positions authorized only if
 30 the department of justice receives sufficient federal moneys
 31 to maintain employment for the additional full-time equivalent
 32 positions during the current fiscal year. The department
 33 of justice shall only employ the additional 5.00 full-time
 34 equivalent positions in succeeding fiscal years if sufficient
 35 federal moneys are received during each of those succeeding

1 fiscal years.

2 The department of justice shall transfer at least \$150,000
3 from the victim compensation fund established in section 915.94
4 to the victim assistance grant program.

5 Notwithstanding section 8.33, moneys appropriated in this
6 paragraph "b" that remain unencumbered or unobligated at the
7 close of the fiscal year shall not revert but shall remain
8 available for expenditure for the purposes designated until the
9 close of the succeeding fiscal year.

10 c. For legal services for persons in poverty grants as
11 provided in section 13.34:

12 \$ 1,152,301

13 2. a. The department of justice, in submitting budget
14 estimates for the fiscal year commencing July 1, 2019, pursuant
15 to section 8.23, shall include a report of funding from sources
16 other than amounts appropriated directly from the general fund
17 of the state to the department of justice or to the office of
18 consumer advocate. These funding sources shall include but
19 are not limited to reimbursements from other state agencies,
20 commissions, boards, or similar entities, and reimbursements
21 from special funds or internal accounts within the department
22 of justice. The department of justice shall also report actual
23 reimbursements for the fiscal year commencing July 1, 2017,
24 and actual and expected reimbursements for the fiscal year
25 commencing July 1, 2018.

26 b. The department of justice shall include the report
27 required under paragraph "a", as well as information regarding
28 any revisions occurring as a result of reimbursements actually
29 received or expected at a later date, in a report to the
30 co-chairpersons and ranking members of the joint appropriations
31 subcommittee on the justice system and the legislative services
32 agency. The department of justice shall submit the report on
33 or before January 15, 2019.

34 3. a. The department of justice shall reimburse the
35 costs and necessary related expenses incurred by the Iowa

1 law enforcement academy to employ one additional instructor
 2 position who shall provide training for domestic abuse and
 3 human trafficking-related issues throughout the state.

4 b. The department of justice shall obtain the moneys
 5 necessary to reimburse the Iowa law enforcement academy to
 6 employ such an instructor from unrestricted moneys from either
 7 the victim compensation fund established in section 915.94, the
 8 human trafficking victim fund established in section 915.95, or
 9 the human trafficking enforcement fund established in 2015 Iowa
 10 Acts, chapter 138, section 141.

11 Sec. 28. OFFICE OF CONSUMER ADVOCATE. There is appropriated
 12 from the department of commerce revolving fund created in
 13 section 546.12 to the office of consumer advocate of the
 14 department of justice for the fiscal year beginning July 1,
 15 2018, and ending June 30, 2019, the following amount, or so
 16 much thereof as is necessary, to be used for the purposes
 17 designated:

18 For salaries, support, maintenance, and miscellaneous
 19 purposes, and for not more than the following full-time
 20 equivalent positions:

21	\$	1,568,794
22	FTEs	22.00

23 Sec. 29. DEPARTMENT OF CORRECTIONS — FACILITIES.

24 1. There is appropriated from the general fund of the state
 25 to the department of corrections for the fiscal year beginning
 26 July 1, 2018, and ending June 30, 2019, the following amounts,
 27 or so much thereof as is necessary, to be used for the purposes
 28 designated:

29 a. For the operation of the Fort Madison correctional
 30 facility, including salaries, support, maintenance, and
 31 miscellaneous purposes:

32	\$	21,359,525
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33 b. For the operation of the Anamosa correctional facility,
 34 including salaries, support, maintenance, and miscellaneous
 35 purposes:

1 \$ 16,413,582

2 c. For the operation of the Oakdale correctional facility,

3 including salaries, support, maintenance, and miscellaneous

4 purposes:

5 \$ 29,745,767

6 d. For the operation of the Newton correctional facility,

7 including salaries, support, maintenance, and miscellaneous

8 purposes:

9 \$ 13,830,610

10 e. For the operation of the Mount Pleasant correctional

11 facility, including salaries, support, maintenance, and

12 miscellaneous purposes:

13 \$ 12,338,207

14 f. For the operation of the Rockwell City correctional

15 facility, including salaries, support, maintenance, and

16 miscellaneous purposes:

17 \$ 4,860,229

18 g. For the operation of the Clarinda correctional facility,

19 including salaries, support, maintenance, and miscellaneous

20 purposes:

21 \$ 12,542,703

22 Moneys received by the department of corrections as

23 reimbursement for services provided to the Clarinda youth

24 corporation are appropriated to the department and shall be

25 used for the purpose of operating the Clarinda correctional

26 facility.

27 h. For the operation of the Mitchellville correctional

28 facility, including salaries, support, maintenance, and

29 miscellaneous purposes:

30 \$ 11,197,045

31 i. For the operation of the Fort Dodge correctional

32 facility, including salaries, support, maintenance, and

33 miscellaneous purposes:

34 \$ 14,883,498

35 j. For reimbursement of counties for temporary confinement

1 of prisoners, as provided in sections 901.7, 904.908, and
 2 906.17, and for offenders confined pursuant to section 904.513:
 3 \$ 787,546

4 k. For federal prison reimbursement, reimbursements for
 5 out-of-state placements, and miscellaneous contracts:
 6 \$ 242,206

7 2. The department of corrections shall use moneys
 8 appropriated in subsection 1 to continue to contract for the
 9 services of a Muslim imam and a Native American spiritual
 10 leader.

11 Sec. 30. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

12 There is appropriated from the general fund of the state to the
 13 department of corrections for the fiscal year beginning July
 14 1, 2018, and ending June 30, 2019, the following amounts, or
 15 so much thereof as is necessary, to be used for the purposes
 16 designated:

17 1. For general administration, including salaries, support,
 18 maintenance, employment of an education director to administer
 19 a centralized education program for the correctional system,
 20 and miscellaneous purposes:
 21 \$ 2,576,953

22 a. It is the intent of the general assembly that each
 23 lease negotiated by the department of corrections with a
 24 private corporation for the purpose of providing private
 25 industry employment of inmates in a correctional institution
 26 shall prohibit the private corporation from utilizing inmate
 27 labor for partisan political purposes for any person seeking
 28 election to public office in this state and that a violation
 29 of this requirement shall result in a termination of the lease
 30 agreement.

31 b. It is the intent of the general assembly that as a
 32 condition of receiving the appropriation provided in this
 33 subsection the department of corrections shall not enter into
 34 a lease or contractual agreement pursuant to section 904.809
 35 with a private corporation for the use of building space for

1 the purpose of providing inmate employment without providing
 2 that the terms of the lease or contract establish safeguards to
 3 restrict, to the greatest extent feasible, access by inmates
 4 working for the private corporation to personal identifying
 5 information of citizens.

6 2. For educational programs for inmates at state penal
 7 institutions:

8 \$ 1,304,055

9 a. To maximize the funding for educational programs,
 10 the department shall establish guidelines and procedures to
 11 prioritize the availability of educational and vocational
 12 training for inmates based upon the goal of facilitating an
 13 inmate's successful release from the correctional institution.

14 b. The director of the department of corrections may
 15 transfer moneys from Iowa prison industries and the canteen
 16 operating funds established pursuant to section 904.310, for
 17 use in educational programs for inmates.

18 c. Notwithstanding section 8.33, moneys appropriated in
 19 this subsection that remain unobligated or unexpended at the
 20 close of the fiscal year shall not revert but shall remain
 21 available to be used only for the purposes designated in this
 22 subsection until the close of the succeeding fiscal year.

23 3. For the development of the Iowa corrections offender
 24 network (ICON) data system:

25 \$ 1,000,000

26 4. For offender mental health and substance abuse
 27 treatment:

28 \$ 14,033

29 5. For department-wide duties, including operations, costs,
 30 and miscellaneous purposes:

31 \$ 648,947

32 Sec. 31. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
 33 SERVICES.

34 1. There is appropriated from the general fund of the state
 35 to the department of corrections for the fiscal year beginning

1 July 1, 2018, and ending June 30, 2019, for salaries, support,
2 maintenance, and miscellaneous purposes, the following amounts,
3 or so much thereof as is necessary, to be used for the purposes
4 designated:

5 a. For the first judicial district department of
6 correctional services:

7 \$ 7,318,383

8 It is the intent of the general assembly that the first
9 judicial district department of correctional services maintain
10 the drug courts operated by the district department.

11 b. For the second judicial district department of
12 correctional services:

13 \$ 5,691,870

14 It is the intent of the general assembly that the second
15 judicial district department of correctional services establish
16 and maintain two drug courts to be operated by the district
17 department.

18 c. For the third judicial district department of
19 correctional services:

20 \$ 3,583,979

21 d. For the fourth judicial district department of
22 correctional services:

23 \$ 2,789,961

24 e. For the fifth judicial district department of
25 correctional services, including funding for electronic
26 monitoring devices for use on a statewide basis:

27 \$ 10,428,970

28 It is the intent of the general assembly that the fifth
29 judicial district department of correctional services maintain
30 the drug court operated by the district department.

31 f. For the sixth judicial district department of
32 correctional services:

33 \$ 7,356,583

34 It is the intent of the general assembly that the sixth
35 judicial district department of correctional services maintain

1 the drug court operated by the district department.

2 g. For the seventh judicial district department of
3 correctional services:

4 \$ 3,888,671

5 It is the intent of the general assembly that the seventh
6 judicial district department of correctional services maintain
7 the drug court operated by the district department.

8 h. For the eighth judicial district department of
9 correctional services:

10 \$ 4,042,261

11 2. Each judicial district department of correctional
12 services, within the funding available, shall continue programs
13 and plans established within that district to provide for
14 intensive supervision, sex offender treatment, diversion of
15 low-risk offenders to the least restrictive sanction available,
16 job development, and expanded use of intermediate criminal
17 sanctions.

18 3. Each judicial district department of correctional
19 services shall provide alternatives to prison consistent with
20 chapter 901B. The alternatives to prison shall ensure public
21 safety while providing maximum rehabilitation to the offender.
22 A judicial district department of correctional services may
23 also establish a day program.

24 4. The governor's office of drug control policy shall
25 consider federal grants made to the department of corrections
26 for the benefit of each of the eight judicial district
27 departments of correctional services as local government
28 grants, as defined pursuant to federal regulations.

29 5. The department of corrections shall continue to contract
30 with a judicial district department of correctional services to
31 provide for the rental of electronic monitoring equipment which
32 shall be available statewide.

33 Sec. 32. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
34 APPROPRIATIONS. Notwithstanding section 8.39, within the
35 moneys appropriated in this division of this Act to the

1 department of corrections, the department may reallocate the
2 moneys appropriated and allocated as necessary to best fulfill
3 the needs of the correctional institutions, administration
4 of the department, and the judicial district departments of
5 correctional services. However, in addition to complying with
6 the requirements of sections 904.116 and 905.8 and providing
7 notice to the legislative services agency, the department
8 of corrections shall also provide notice to the department
9 of management, prior to the effective date of the revision
10 or reallocation of an appropriation made pursuant to this
11 section. The department of corrections shall not reallocate an
12 appropriation or allocation for the purpose of eliminating any
13 program.

14 Sec. 33. INTENT — REPORTS.

15 1. The department of corrections in cooperation with
16 townships, the Iowa cemetery associations, and other nonprofit
17 or governmental entities may use inmate labor during the
18 fiscal year beginning July 1, 2018, to restore or preserve
19 rural cemeteries and historical landmarks. The department in
20 cooperation with the counties may also use inmate labor to
21 clean up roads, major water sources, and other water sources
22 around the state.

23 2. On a quarterly basis the department shall provide a
24 status report regarding private-sector employment to the
25 legislative services agency beginning on July 1, 2018. The
26 report shall include the number of offenders employed in the
27 private sector, the combined number of hours worked by the
28 offenders, the total amount of allowances, and the distribution
29 of allowances pursuant to section 904.702, including any moneys
30 deposited in the general fund of the state.

31 Sec. 34. ELECTRONIC MONITORING REPORT. The department of
32 corrections shall submit a report on electronic monitoring to
33 the general assembly, to the co-chairpersons and the ranking
34 members of the joint appropriations subcommittee on the justice
35 system, and to the legislative services agency by January

1 15, 2019. The report shall specifically address the number
 2 of persons being electronically monitored and break down the
 3 number of persons being electronically monitored by offense
 4 committed. The report shall also include a comparison of any
 5 data from the prior fiscal year with the current year.

6 Sec. 35. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

7 1. As used in this section, unless the context otherwise
 8 requires, "state agency" means the government of the state
 9 of Iowa, including but not limited to all executive branch
 10 departments, agencies, boards, bureaus, and commissions, the
 11 judicial branch, the general assembly and all legislative
 12 agencies, institutions within the purview of the state board of
 13 regents, and any corporation whose primary function is to act
 14 as an instrumentality of the state.

15 2. State agencies are encouraged to purchase products from
 16 Iowa state industries, as defined in section 904.802, when
 17 purchases are required and the products are available from
 18 Iowa state industries. State agencies shall obtain bids from
 19 Iowa state industries for purchases of office furniture during
 20 the fiscal year beginning July 1, 2018, exceeding \$5,000 or
 21 in accordance with applicable administrative rules related to
 22 purchases for the agency.

23 Sec. 36. IOWA LAW ENFORCEMENT ACADEMY.

24 1. There is appropriated from the general fund of the
 25 state to the Iowa law enforcement academy for the fiscal year
 26 beginning July 1, 2018, and ending June 30, 2019, the following
 27 amount, or so much thereof as is necessary, to be used for the
 28 purposes designated:

29 For salaries, support, maintenance, and miscellaneous
 30 purposes, including jailer training and technical assistance,
 31 and for not more than the following full-time equivalent
 32 positions:

33	\$	477,378
34	FTEs	25.00

35 The Iowa law enforcement academy may temporarily exceed and

1 draw more than the amount appropriated in this subsection and
 2 incur a negative cash balance as long as there are receivables
 3 equal to or greater than the negative balance and the amount
 4 appropriated in this subsection is not exceeded at the close
 5 of the fiscal year.

6 2. The Iowa law enforcement academy may select at least
 7 five automobiles of the department of public safety, division
 8 of state patrol, prior to turning over the automobiles to
 9 the department of administrative services to be disposed
 10 of by public auction, and the Iowa law enforcement academy
 11 may exchange any automobile owned by the academy for each
 12 automobile selected if the selected automobile is used in
 13 training law enforcement officers at the academy. However, any
 14 automobile exchanged by the academy shall be substituted for
 15 the selected vehicle of the department of public safety and
 16 sold by public auction with the receipts being deposited in the
 17 depreciation fund to the credit of the department of public
 18 safety, division of state patrol.

19 3. The Iowa law enforcement academy shall provide training
 20 for domestic abuse and human trafficking-related issues
 21 throughout the state. The training shall be offered at no
 22 cost to the attendees and the training shall not replace any
 23 existing domestic abuse or human trafficking training offered
 24 by the academy.

25 Sec. 37. STATE PUBLIC DEFENDER. There is appropriated from
 26 the general fund of the state to the office of the state public
 27 defender of the department of inspections and appeals for the
 28 fiscal year beginning July 1, 2018, and ending June 30, 2019,
 29 the following amounts, or so much thereof as is necessary, to
 30 be used for the purposes designated:

31 1. For salaries, support, maintenance, and miscellaneous
 32 purposes, and for not more than the following full-time
 33 equivalent positions:

34	\$ 13,091,122
35	FTEs 223.00

1 2. For payments on behalf of eligible adults and juveniles
2 from the indigent defense fund, in accordance with section
3 815.11:

4 \$ 16,722,224

5 Sec. 38. BOARD OF PAROLE. There is appropriated from the
6 general fund of the state to the board of parole for the fiscal
7 year beginning July 1, 2018, and ending June 30, 2019, the
8 following amount, or so much thereof as is necessary, to be
9 used for the purposes designated:

10 For salaries, support, maintenance, and miscellaneous
11 purposes, and for not more than the following full-time
12 equivalent positions:

13 \$ 595,866

14 FTEs 10.75

15 Sec. 39. DEPARTMENT OF PUBLIC DEFENSE.

16 1. There is appropriated from the general fund of the
17 state to the department of public defense, for the fiscal year
18 beginning July 1, 2018, and ending June 30, 2019, the following
19 amounts, or so much thereof as is necessary, to be used for the
20 purposes designated:

21 For salaries, support, maintenance, and miscellaneous
22 purposes, and for not more than the following full-time
23 equivalent positions:

24 \$ 3,111,662

25 FTEs 248.00

26 2. The department of public defense may temporarily exceed
27 and draw more than the amount appropriated in this section and
28 incur a negative cash balance as long as there are receivables
29 of federal funds equal to or greater than the negative balance
30 and the amount appropriated in this section is not exceeded at
31 the close of the fiscal year.

32 Sec. 40. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
33 MANAGEMENT.

34 1. There is appropriated from the general fund of the state
35 to the department of homeland security and emergency management

1 for the fiscal year beginning July 1, 2018, and ending June
 2 30, 2019, the following amounts, or so much thereof as is
 3 necessary, to be used for the purposes designated:

4 For salaries, support, maintenance, and miscellaneous
 5 purposes, and for not more than the following full-time
 6 equivalent positions:

7	\$	1,060,964
8	FTEs	33.87

9 2. The department of homeland security and emergency
 10 management may temporarily exceed and draw more than the amount
 11 appropriated in this section and incur a negative cash balance
 12 as long as there are receivables of federal funds equal to or
 13 greater than the negative balance and the amount appropriated
 14 in this section is not exceeded at the close of the fiscal
 15 year.

16 Sec. 41. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
 17 from the general fund of the state to the department of public
 18 safety for the fiscal year beginning July 1, 2018, and ending
 19 June 30, 2019, the following amounts, or so much thereof as is
 20 necessary, to be used for the purposes designated:

21 1. For the department's administrative functions, including
 22 the criminal justice information system, and for not more than
 23 the following full-time equivalent positions:

24	\$	2,071,566
25	FTEs	37.00

26 2. For the division of criminal investigation, including
 27 the state's contribution to the peace officers' retirement,
 28 accident, and disability system provided in chapter 97A in the
 29 amount of the state's normal contribution rate, as defined in
 30 section 97A.8, multiplied by the salaries for which the moneys
 31 are appropriated, to meet federal fund matching requirements,
 32 and for not more than the following full-time equivalent
 33 positions:

34	\$	6,795,272
35	FTEs	160.00

1 The division of criminal investigation may employ two of
 2 the three additional full-time equivalent positions authorized
 3 pursuant to this subsection that are in excess of the number
 4 of full-time equivalent positions authorized for the previous
 5 fiscal year only if the division of criminal investigation
 6 receives sufficient federal moneys to maintain employment for
 7 the additional 2.00 full-time equivalent positions during the
 8 current fiscal year. The division of criminal investigation
 9 shall only employ the additional 2.00 full-time equivalent
 10 positions in succeeding fiscal years if sufficient federal
 11 moneys are received during each of those succeeding fiscal
 12 years.

13 3. For the criminalistics laboratory fund created in
 14 section 691.9:

15 \$ 151,173

16 4. a. For the division of narcotics enforcement, including
 17 the state's contribution to the peace officers' retirement,
 18 accident, and disability system provided in chapter 97A in the
 19 amount of the state's normal contribution rate, as defined in
 20 section 97A.8, multiplied by the salaries for which the moneys
 21 are appropriated, to meet federal fund matching requirements,
 22 and for not more than the following full-time equivalent
 23 positions:

24 \$ 3,726,650

25 FTEs 66.50

26 The division of narcotics enforcement may employ an
 27 additional 1.00 full-time equivalent position authorized
 28 pursuant to this lettered paragraph that is in excess of
 29 the number of full-time equivalent positions authorized for
 30 the previous fiscal year only if the division of narcotics
 31 enforcement receives sufficient federal moneys to maintain
 32 employment for the additional full-time equivalent position
 33 during the current fiscal year. The division of narcotics
 34 enforcement shall only employ the additional full-time
 35 equivalent position in succeeding fiscal years if sufficient

1 federal moneys are received during each of those succeeding
2 fiscal years.

3 b. For the division of narcotics enforcement for undercover
4 purchases:

5 \$ 54,521

6 5. For the division of state fire marshal, for fire
7 protection services as provided through the state fire service
8 and emergency response council as created in the department,
9 and for the state's contribution to the peace officers'
10 retirement, accident, and disability system provided in chapter
11 97A in the amount of the state's normal contribution rate,
12 as defined in section 97A.8, multiplied by the salaries for
13 which the moneys are appropriated, and for not more than the
14 following full-time equivalent positions:

15 \$ 2,343,357

16 FTEs 53.00

17 6. For the division of state patrol, for salaries, support,
18 maintenance, workers' compensation costs, and miscellaneous
19 purposes, including the state's contribution to the peace
20 officers' retirement, accident, and disability system provided
21 in chapter 97A in the amount of the state's normal contribution
22 rate, as defined in section 97A.8, multiplied by the salaries
23 for which the moneys are appropriated, and for not more than
24 the following full-time equivalent positions:

25 \$ 30,683,170

26 FTEs 511.40

27 It is the intent of the general assembly that members of the
28 state patrol be assigned to patrol the highways and roads in
29 lieu of assignments for inspecting school buses for the school
30 districts.

31 7. For deposit in the sick leave benefits fund established
32 under section 80.42 for all departmental employees eligible to
33 receive benefits for accrued sick leave under the collective
34 bargaining agreement:

35 \$ 139,759

1 8. For costs associated with the training and equipment
2 needs of volunteer fire fighters:

3 \$ 412,760

4 a. Notwithstanding section 8.33, moneys appropriated in
5 this subsection that remain unencumbered or unobligated at the
6 close of the fiscal year shall not revert but shall remain
7 available for expenditure only for the purpose designated in
8 this subsection until the close of the succeeding fiscal year.

9 b. Notwithstanding section 8.39, the department of public
10 safety may reallocate moneys appropriated in this section
11 as necessary to best fulfill the needs provided for in the
12 appropriation. However, the department shall not reallocate
13 moneys appropriated to the department in this section unless
14 notice of the reallocation is given to the legislative services
15 agency and the department of management prior to the effective
16 date of the reallocation. The notice shall include information
17 regarding the rationale for reallocating the moneys. The
18 department shall not reallocate moneys appropriated in this
19 section for the purpose of eliminating any program.

20 9. For the public safety interoperable and broadband
21 communications fund established in section 80.44:

22 \$ 57,831

23 10. For the office to combat human trafficking established
24 pursuant to section 80.45 as enacted by 2016 Iowa Acts, chapter
25 1077, section 1, including salaries, support, maintenance,
26 miscellaneous purposes, and for not more than the following
27 full-time equivalent positions:

28 \$ 75,000

29 FTEs 2.00

30 11. For department-wide duties, including operations,
31 costs, and miscellaneous purposes:

32 \$ 917,487

33 Sec. 42. GAMING ENFORCEMENT.

34 1. There is appropriated from the gaming enforcement
35 revolving fund created in section 80.43 to the department of

1 public safety for the fiscal year beginning July 1, 2018, and
 2 ending June 30, 2019, the following amount, or so much thereof
 3 as is necessary, to be used for the purposes designated:

4 For any direct support costs for agents and officers of
 5 the division of criminal investigation's excursion gambling
 6 boat, gambling structure, and racetrack enclosure enforcement
 7 activities, including salaries, support, maintenance, and
 8 miscellaneous purposes, and for not more than the following
 9 full-time equivalent positions:

10	\$	4,872,636
11	FTEs	73.00

12 2. For each additional license to conduct gambling games on
 13 an excursion gambling boat, gambling structure, or racetrack
 14 enclosure issued during the fiscal year beginning July 1, 2018,
 15 there is appropriated from the gaming enforcement fund to the
 16 department of public safety for the fiscal year beginning July
 17 1, 2018, and ending June 30, 2019, an additional amount of not
 18 more than \$300,000 to be used for not more than 3.00 additional
 19 full-time equivalent positions.

20 3. The department of public safety, with the approval of the
 21 department of management, may employ no more than three special
 22 agents for each additional riverboat or gambling structure
 23 regulated after July 1, 2018, and three special agents for
 24 each racing facility which becomes operational during the
 25 fiscal year which begins July 1, 2018. Positions authorized
 26 in this subsection are in addition to the full-time equivalent
 27 positions otherwise authorized in this section.

28 Sec. 43. CIVIL RIGHTS COMMISSION.

29 1. There is appropriated from the general fund of the state
 30 to the Iowa state civil rights commission for the fiscal year
 31 beginning July 1, 2018, and ending June 30, 2019, the following
 32 amount, or so much thereof as is necessary, to be used for the
 33 purposes designated:

34 For salaries, support, maintenance, and miscellaneous
 35 purposes, and for not more than the following full-time

1 equivalent positions:

2 \$ 578,531
 3 FTEs 30.00

4 2. The Iowa state civil rights commission may enter into
 5 a contract with a nonprofit organization to provide legal
 6 assistance to resolve civil rights complaints.

7 Sec. 44. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

8 1. There is appropriated from the general fund of the state
 9 to the criminal and juvenile justice planning division of the
 10 department of human rights for the fiscal year beginning July
 11 1, 2018, and ending June 30, 2019, the following amount or
 12 so much thereof as is necessary, to be used for the purposes
 13 designated:

14 For salaries, support, maintenance, and miscellaneous
 15 purposes, and for not more than the following full-time
 16 equivalent positions:

17 \$ 593,917
 18 FTEs 9.56

19 2. The criminal and juvenile justice planning advisory
 20 council and the juvenile justice advisory council shall
 21 coordinate their efforts in carrying out their respective
 22 duties relative to juvenile justice.

23 Sec. 45. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
 24 MANAGEMENT. There is appropriated from the E911 emergency
 25 communications fund created in section 34A.7A to the department
 26 of homeland security and emergency management for the fiscal
 27 year beginning July 1, 2018, and ending June 30, 2019, the
 28 following amount, or so much thereof as is necessary, to be
 29 used for the purposes designated:

30 For implementation, support, and maintenance of the
 31 functions of the administrator and program manager under
 32 chapter 34A and to employ the auditor of the state to perform
 33 an annual audit of the E911 emergency communications fund:

34 \$ 125,000